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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| First Named Inventor: | Karl-Heinz WIENAND, et al | § § § |
| Conf. No.: | To Be Assigned | § Group Art Unit: To Be Assigned |
| Appln. No.: | To Be Assigned | § Examiner: To Be Assigned |
| Filing Date: | Herewith | § Attorney Docket No.: 927-90US(P10172US) § |

Title: APPARATUS FOR DETERMINING THE TEMPERATURE OF A FLOWING MEDIUM IN A CONDUIT AND METHOD FOR PRODUCING THE APPARATUS

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Enclosed are copies of each of the documents listed on the attached Information Disclosure Citation Form(s) PTO/SB/08A and/or B, which may be material to the patentability of this application and/or for which there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The enclosed references were cited in a German Office Action dated November 20, 2003 (copy enclosed) from the German Patent Office concerning counterpart German Application No. 103 14 705.5 and/or cited and discussed at pages 1-2 of the specification. An English translation of the pertinent portions of the German Office Action is attached.

In accordance with the official waiver posted July 11, 2003, wherein the U.S. Patent and Trademark Office officially waives the requirement under 37 C.F.R. § 1.98(a)(2)(i) for submitting copies of each cited U.S. Patent and U.S. Patent Application Publications with respect to applications filed after June 30, 2003, we have not included copies of such cited U.S. patent and U.S. Patent Application Publications. However, we will provide copies upon request. Copies of the foreign references are attached hereto for the Examiner's convenience.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

No fee is believed to be due in connection with the filing of this Information Disclosure Statement since it is being filed within three months of the filing date of the above-identified application. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 50-1017.

It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A and/or B be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

Respectfully submitted,

Karl-Heinz WIENAND, et al

March 30, 2004

(Date)

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Enclosures

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|---|---|----|---|-------------------------------|---------------------------|
| Form PTO/SB/08A | | | | <i>Complete if Known</i> | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | | | Application Number | To Be Assigned |
| | | | | Filing Date | Herewith |
| | | | | First Named Inventor | Karl-Heinz WIENAND, et al |
| | | | | Group Art Unit | To Be Assigned |
| | | | | Examiner Name | To Be Assigned |
| Sheet | 1 | of | 1 | Attorney Docket Number | 927-90US(P10172US) |

| U.S. PATENT DOCUMENTS | | | | |
|-----------------------|----------------------|----------------------|--|--|
| Exr Initials | U.S. Patent Document | | Name of First Inventor of Cited Document | Date of Publication of Cited Document MM-YYYY |
| | Number | Kind Code (if known) | | |
| | 6,334,707 | B1 | Ku | 01-2002 |
| | 5,454,641 | | Parker, et al. | 10-1995 |
| | 5,244,276 | | Fero, et al. | 09-1993 |
| | 5,993,061 | | Drouet | 11-1999 |
| | 2002/0041621 | A1 | Faries, Jr., et al. | 04-2002 |
| | 2002/0064206 | A1 | Gysling, et al. | 05-2002 |
| | | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|-------------------------|-------------|----------------------|--|---|----------------|
| Exr Initials | Foreign Patent Document | | | Name of Applicant of Cited Document | Date of Publication of Cited Document MM-YYYY | T ₁ |
| | Country Code | Number | Kind Code (if known) | | | |
| | DE | 100 29 186 | C2 | Heraeus Electro-Nite International, N.V. | 04-2002 | |
| | DE | 299 14 553 | U1 | Temperaturemeßtechnik Geraberg GmbH | 01-2000 | |
| | DE | 83 10 279.5 | U1 | Flutec Fluidtechnische Geräte GmbH | 10-1983 | |
| | DE | 33 16 995 | A1 | Leopold Kostal GmbH & Co. KG | 11-1984 | |
| | DE | 26 45 626 | A1 | Setron Erzeugung elektronischer Bauelemente GmbH | 05-1977 | |
| | DE | 196 08 675 | C2 | Delphi Automotive Systems Deutschland GmbH | 07-1999 | |
| | | | | | | |
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| OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS | | |
|---|--|----------------|
| Exr Initials | Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher and city and/or country where published. | T ₁ |
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| Examiner Signature | | Date Considered | |
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T₁ - Place a check mark if complete document is in English; otherwise, place a letter "A" if only an English abstract is attached.